IN THE MISSOURI COURT OF APPEALS WESTERN DISTRICT

COMPLETE TITLE OF CASE

MATTHEW D. SALASBERRY,

Appellant,

v.

STATE OF MISSOURI,

Respondent.

DOCKET NUMBER WD74584

MISSOURI COURT OF APPEALS WESTERN DISTRICT

DATE: March 26, 2013

APPEAL FROM

The Circuit Court of Buchanan County, Missouri The Honorable Daniel F. Kellogg, Judge

JUDGES

Division Two: Mitchell, P.J., and Newton and Hardwick, JJ.

CONCURRING.

ATTORNEYS

Susan L. Hogan, Appellate Defender Kansas City, MO

Attorney for Appellant,

Chris Koster, Attorney General Daniel N. McPherson, Assistant Attorney General Jefferson City, MO

Attorneys for Respondent.



MISSOURI APPELLATE COURT OPINION SUMMARY MISSOURI COURT OF APPEALS, WESTERN DISTRICT

MATTHEW D. SALASBERRY,)	
App	ellant,)	
v.)	OPINION FILED:
)	March 26, 2013
STATE OF MISSOURI,)	
)	
Respo	ondent.	

WD74584 Buchanan County

Before Division Two Judges: Karen King Mitchell, Presiding Judge, and Thomas H.

Newton and Lisa White Hardwick, Judges

Matthew Salasberry appeals the denial, without an evidentiary hearing, of his Rule 24.035 motion for post-conviction relief. Salasberry claims that his conviction under section 589.414, for failing to register as a sex offender, is unconstitutional in that the statute operates retrospectively as applied to him. He bases his argument on a 2008 amendment to the statute, altering the time in which a sex offender must notify law enforcement of a change in residence from ten days to three business days.

AFFIRMED.

Division Two holds:

The statutory amendment reducing the number of days in which a registered sex offender must notify law enforcement of a change in residence from ten days to three business days is not a retrospective law. It does not impose any new obligations or duties; rather, it merely alters existing obligations. Thus, Salasberry's conviction is not unconstitutional under the Missouri Constitution's ban on retrospective laws.

Opinion by: Karen King Mitchell, Presiding Judge

March 26, 2013

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